## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Edward H. Sargent

SERIAL NO: 09/988,030 (Conf. No. 7743)

GAU: **EXAMINER:**  2874

LED: November 16, 2001

Dynamically reconfigurable optical amplification element

Not yet assigned

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

SIR:

DR:

Applicant(s) wish to disclose the following information.

#### REFERENCES

The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies 冈 of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.

A check is attached in the amount required under 37 CFR §1.17(p).

#### RELATED CASES

Attached is a copy of applicant's pending application(s) or issued patent(s) which may be related to the present application. These documents are listed on form PTO-1449, also attached.

A check is attached in the amount required under 37 CFR §1.17(p).

## CERTIFICATION

Each item of information contained in this information disclosure statement was cited for the first time in any communication from a foreign patent office in any counterpart foreign application not more than three months prior to the filing of this statement.

Ø No item of information contained in this information disclosure statement was cited for the first time in any communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

This Information Disclosure Statement is being filed within three months of the filing date of the subject patent application.

X This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits.

# **PETITION**

Applicant(s) hereby request consideration of the attached information. A check is attached in the amount of the Petition fee required under 37 CFR §1.17(i)(1).

### DEPOSIT ACCOUNT

Please charge any additional fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit account number 23-2185. A duplicate copy of this sheet is enclosed.

Respectfully Submitted,

BLANK ROME LLP

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Date: January 30, 2003

David J. Edmondson Attorney of Record

Registration No. 35,126

08/01

Form PTO 1449 (Modified)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO. 115354-00104 APPLICANT Edward H. Sargent SERIAL NO.

09/988,030 (Conf. No. 7743)

# **LIST OF REFERENCES CITED BY APPLICANT**

FILING DATE

GROUP

|                     |    |             |  | November 16, 2001 U.S. PATENT DOCUMENTS |  | 2874                  |  |  |
|---------------------|----|-------------|--|---|--|-----------------------|--|--|
| EXAMINER<br>INITIAL |    | DOC. NUMBER | DATE   | NAME                                    | CLASS  | SUB<br>CLASS          | FILING DATE                                    |  |
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|                     |    | OTHER REFER | RENCES (I  | ncluding Author, Title, Date, P         | ertinent Page                                    | es, etc.)             |  |  |
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Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in

conformance and not considered. Include copy of this form with next communication to applicant.